

S-5248

1 Amend the amendment, S-5236, to House File 2465,
2 as amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 54, after line 23 by inserting:

5 <DIVISION

6 DRIVER EDUCATION

7 Sec. ____ . NEW SECTION. 321.178A Driver education
8 — teaching parent.

9 1. *Teaching parent.* As an alternative to the
10 driver education requirements under section 321.178,
11 a teaching parent may instruct a student in a driver
12 education course that meets the requirements of this
13 section and provide evidence that the requirements
14 under this section have been met.

15 2. *Definitions.* For purposes of this section:

16 a. *"Approved course"* means driver education
17 curriculum approved by the department pursuant to rules
18 adopted under chapter 17A. An approved course shall,
19 at a minimum, meet the requirements of subsection 3
20 and be appropriate for teaching-parent-directed driver
21 education and related street or highway instruction.
22 Driver education materials that meet or exceed
23 standards established by the department for an approved
24 course in driver education for a public or private
25 school shall be approved unless otherwise determined by
26 the department. The list of approved courses shall be
27 posted on the department's internet site.

28 b. *"Student"* means a person between the ages of
29 fourteen and twenty-one years who is within the custody
30 and control of the teaching parent and who satisfies
31 preliminary licensing requirements of the department.

32 c. *"Teaching parent"* means a parent, guardian,
33 or legal custodian of a student who is currently
34 providing competent private instruction to the student
35 pursuant to section 299A.2 or 299A.3 and who provided
36 such instruction to the student during the previous
37 year; who has a valid driver's license, other than a
38 motorized bicycle license or a temporary restricted
39 license, that permits unaccompanied driving; and who
40 has maintained a clear driving record for the previous
41 two years. For purposes of this paragraph, *"clear*
42 *driving record"* means the individual has not been
43 identified as a candidate for suspension of a driver's
44 license under the habitual offender provisions of the
45 department's regulations; is not subject to a driver's
46 license suspension, revocation, denial, cancellation,
47 disqualification, or bar; and has no record of a
48 conviction for a moving traffic violation determined to
49 be the cause of a motor vehicle accident.

50 3. *Course of instruction.*

1 a. An approved course administered by a teaching
2 parent shall consist of but not be limited to the
3 following:
4 (1) Thirty clock hours of classroom instruction.
5 (2) Forty hours of street or highway driving
6 including four hours of driving after sunset and before
7 sunrise while accompanied by the teaching parent.
8 (3) Four hours of classroom instruction concerning
9 substance abuse.
10 (4) A minimum of twenty minutes of instruction
11 concerning railroad crossing safety.
12 (5) Instruction relating to becoming an organ
13 donor under the revised uniform anatomical gift Act as
14 provided in chapter 142C.
15 (6) Instruction providing an awareness about
16 sharing the road with bicycles and motorcycles.
17 b. The content of the course of instruction
18 required under this subsection shall be equivalent
19 to that required under section 321.178. However,
20 reference and study materials, physical classroom
21 requirements, and extra vehicle safety equipment
22 required for instruction under section 321.178 shall
23 not be required for the course of instruction provided
24 under this section.
25 4. *Course completion and certification.* Upon
26 application by a student for an intermediate license,
27 the teaching parent shall provide evidence showing
28 the student's completion of an approved course and
29 substantial compliance with the requirements of
30 subsection 3 by affidavit signed by the teaching
31 parent on a form to be provided by the department. The
32 evidence shall include all of the following:
33 a. Documentation that the instructor is a teaching
34 parent as defined in subsection 2.
35 b. Documentation that the student is receiving
36 competent private instruction under section 299A.2
37 or the name of the school district within which the
38 student is receiving instruction under section 299A.3.
39 c. The name of the approved course completed by the
40 student.
41 d. An affidavit attesting to satisfactory
42 completion of course work and street or highway driving
43 instruction.
44 e. Copies of written tests completed by the
45 student.
46 f. A statement of the number of classroom hours of
47 instruction provided to the student.
48 g. A log of completed street or highway driving
49 instruction including the dates when the lessons were
50 conducted, the student's and the teaching parent's name

1 and initials noted next to each entry, notes on driving
2 activities including a list of driving deficiencies and
3 improvements, and the duration of the driving time for
4 each session.

5 5. *Intermediate license.* Any student who
6 successfully completes an approved course as
7 provided in this section, passes a driving test to
8 be administered by the department, and is otherwise
9 qualified under section 321.180B, subsection 2, shall
10 be eligible for an intermediate license pursuant
11 to section 321.180B. Twenty of the forty hours of
12 street or highway driving instruction required under
13 subsection 3, paragraph "a", subparagraph (2), may
14 be utilized to satisfy the requirement of section
15 321.180B, subsection 2.

16 6. *Full license.* A student must comply with
17 section 321.180B, subsection 4, to be eligible for a
18 full driver's license pursuant to section 321.180B.

19 Sec. _____. Section 321.180B, subsection 2, paragraph
20 a, Code Supplement 2011, is amended to read as follows:

21 a. The department may issue an intermediate
22 driver's license to a person sixteen or seventeen years
23 of age who possesses an instruction permit issued
24 under subsection 1 or a comparable instruction permit
25 issued by another state for a minimum of six months
26 immediately preceding application, and who presents an
27 affidavit signed by a parent, guardian, or custodian
28 on a form to be provided by the department that the
29 permittee has accumulated a total of twenty hours of
30 street or highway driving of which two hours were
31 conducted after sunset and before sunrise and the
32 street or highway driving was with the permittee's
33 parent, guardian, custodian, instructor, a person
34 certified by the department, or a person at least
35 twenty-five years of age who had written permission
36 from a parent, guardian, or custodian to accompany
37 the permittee, and whose driving privileges have not
38 been suspended, revoked, or barred under this chapter
39 or chapter 321J during, and who has been accident
40 and violation free continuously for, the six-month
41 period immediately preceding the application for an
42 intermediate license. An applicant for an intermediate
43 license must meet the requirements of section
44 321.186, including satisfactory completion of driver
45 education as required in section 321.178 or 321.178A,
46 and payment of the required license fee before an
47 intermediate license will be issued. A person issued
48 an intermediate license must limit the number of
49 passengers in the motor vehicle when the intermediate
50 licensee is operating the motor vehicle to the number

- 1 of passenger safety belts.>>
- 2 2. By renumbering as necessary.

NANCY J. BOETTGER

ROBERT BACON

TIM KAPUCIAN

MARK CHELGREN

ROBY SMITH

SANDRA H. GREINER

PAT WARD

JACK WHITVER

JAMES A. SEYMOUR

JONI ERNST

BILL ANDERSON

JAMES F. HAHN

RICK BERTRAND

KENT SORENSON

BRAD ZAUN

JERRY BEHN

DAVID JOHNSON